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**IAB FO2295436**

## **SUPERVISOR'S REPORT ON USE OF FORCE**

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Deputy Neil Wendland

Deputy [REDACTED]

Ms. [REDACTED]

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Ricky Fagras

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- C DVD containing audio files of interviews
- D Complaint report (SH-R-49) submitted by Deputy Wendland
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## **MISCELLANEOUS DOCUMENTS**

Photograph of Suspect Fagras' injury  
Copy of in-service  
Consolidated Criminal History Report on Suspect Ricky Fagras  
Admonition forms

# Los Angeles County Sheriff's Department

## Supervisor's Report on Use of Force

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### Incident Information

URN: 9 1 1 - 1 6 9 0 3 - 1 3 9 9 - 1 8 4		Date: 8/25/11	Time: 2045
Location: [REDACTED] Corrigan Ave.	City or Station: Downey		
Bureau/Station/Facility: Lakewood Station	Admin. Investigation: YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>		
Type of Force: Significant use of force resulting in broken ribs			
Deputy Injury: YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	Suspect Injury YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>		
<input type="checkbox"/> Call <input checked="" type="checkbox"/> Observation <input type="checkbox"/> Detail	<input type="checkbox"/> Foot Pursuit <input type="checkbox"/> Vehicle Pursuit		
IAB Notified: YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> Person Notified: Lt. Ault	Emp: [REDACTED]	IAB Roll Out: YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	

### Involved Employee

Employee # [REDACTED]		Last Name: Wendland		First Name: Neil		Middle Name: J.	
Sex: <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	Race: W	Unit of Assignment: LKD		Work Assignment (Unit #, Module, etc.): 133E			
Shift: <input type="checkbox"/> EM <input type="checkbox"/> Day <input checked="" type="checkbox"/> PM	<input checked="" type="checkbox"/> Regular Shift <input type="checkbox"/> OT Shift <input type="checkbox"/> Off Duty		Age: [REDACTED]	Height: 5' 10"	Weight: 190		
<input checked="" type="checkbox"/> Injured <input checked="" type="checkbox"/> Treated <input type="checkbox"/> Admitted Hospital: [REDACTED]				Coroner Case #	Directed Force <input type="checkbox"/> Significant Force <input checked="" type="checkbox"/>		

Employee # [REDACTED]		Last Name: [REDACTED]		First Name: [REDACTED]		Middle Name: [REDACTED]	
Sex: <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	Race: W	Unit of Assignment: LKD		Work Assignment (Unit #, Module, etc.): 133E			
Shift: <input type="checkbox"/> EM <input type="checkbox"/> Day <input checked="" type="checkbox"/> PM	<input checked="" type="checkbox"/> Regular Shift <input type="checkbox"/> OT Shift <input type="checkbox"/> Off Duty		Age: [REDACTED]	Height: 6' 4"	Weight: 240		
<input type="checkbox"/> Injured <input type="checkbox"/> Treated <input type="checkbox"/> Admitted Hospital: [REDACTED]				Coroner Case #	Directed Force <input type="checkbox"/> Significant Force <input checked="" type="checkbox"/>		

Employee # [REDACTED]		Last Name: [REDACTED]		First Name: [REDACTED]		Middle Name: [REDACTED]	
Sex: <input type="checkbox"/> Male <input type="checkbox"/> Female	Race: [REDACTED]	Unit of Assignment: [REDACTED]		Work Assignment (Unit #, Module, etc.): [REDACTED]			
Shift: <input type="checkbox"/> EM <input type="checkbox"/> Day <input type="checkbox"/> PM	<input type="checkbox"/> Regular Shift <input type="checkbox"/> OT Shift <input type="checkbox"/> Off Duty		Age: [REDACTED]	Height: [REDACTED]	Weight: [REDACTED]		
<input type="checkbox"/> Injured <input type="checkbox"/> Treated <input type="checkbox"/> Admitted Hospital: [REDACTED]				Coroner Case #	Directed Force <input type="checkbox"/> Significant Force <input type="checkbox"/>		

☐ Additional Involved Employees

### On Duty Supervisor

Emp. # [REDACTED]	Last Name: Moses	First Name: Steven	Middle Name: J.	Rank: Sgt.	Present: YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	Witness to Incident: YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>
Emp. # [REDACTED]	Last Name: [REDACTED]	First Name: [REDACTED]	Middle Name: [REDACTED]	Rank: [REDACTED]	Present: YES <input type="checkbox"/> NO <input type="checkbox"/>	Witness to Incident: YES <input type="checkbox"/> NO <input type="checkbox"/>

### Watch Sergeant

Emp. # [REDACTED]	Last Name: Melikidse	First Name: Michael	Middle Name: G.
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### Watch Commander

Emp. # [REDACTED]	Last Name: Nicassio	First Name: Joseph	Middle Name: E.
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Watch Commander (Print Name)

Patrick Kim

Watch Commander's Signature: [REDACTED]

Emp #:

Date

Supervisor Completing Form: (Print Name)

Merrill E. Ladenheim

Emp #:

Copy Provided to Employee by:

Emp #:

Unit Commander (Print Name)

Unit Commander's Signature:

Emp #:

Date

DISCOVERY Use Only

FO#

Original: Discovery Unit  
Copy: Unit Commander

SH-R-438P (Rev. 07/08)

# Supervisor's Report on Use of Force ( SUSPECT INFORMATION )

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**S** 1

Suspect Information											
Last Name		Fagras		First Name		Ricky		Middle Name		George	
AKA Last Name				First Name				Middle Name			
Sex: <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female		Race: W		Street Address:		City:		State & Zip Code:			
Work Phone:		Home Phone:		Age: 51		Height: 5' 9"		D.O.B.: 06/29/60		Weight: 175	
Armed? <input type="checkbox"/>											
Booking #: 2855881		Primary Charge Code: 11378 HS		Secondary Charge Code: 69 PC		Criminal History					
EMT in attendance? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO Name: Downey Fire Dept. Unit: Phone #:											
Hospital Admission? <input checked="" type="checkbox"/> Rec'd Treatment At: Lakewood Regional Hospital Coroner Case #: Mental History <input checked="" type="checkbox"/>											
By Doctor: Address: Phone #:											
Under Influence: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO Substance: Alcohol Mental Illness <input type="checkbox"/>											
Suspect Interview											
Date: 08/26/11		Time:		<input checked="" type="checkbox"/> Audiotape: <input type="checkbox"/> Videotape: <input checked="" type="checkbox"/> Photos of Injuries:		<input type="checkbox"/> ADMITS HEARING ANNOUNCEMENTS					

**S** \_\_\_\_\_

Suspect Information											
Last Name				First Name				Middle Name			
AKA Last Name				First Name				Middle Name			
Sex: <input type="checkbox"/> Male <input type="checkbox"/> Female		Race:		Street Address:		City:		State & Zip Code:			
Work Phone:		Home Phone:		Age:		Height:		D.O.B.:		Weight:	
Armed? <input type="checkbox"/>											
Booking #:		Primary Charge Code:		Secondary Charge Code:		Criminal History					
EMT in attendance? <input type="checkbox"/> YES <input type="checkbox"/> NO Name: Unit: Phone #:											
Hospital Admission? <input type="checkbox"/> Rec'd Treatment At: Coroner Case #: Mental History <input type="checkbox"/>											
By Doctor: Address: Phone #:											
Under Influence: <input type="checkbox"/> YES <input type="checkbox"/> NO Substance: Mental Illness: <input type="checkbox"/>											
Suspect Interview											
Date:		Time:		<input type="checkbox"/> Audiotape: <input type="checkbox"/> Videotape: <input type="checkbox"/> Photos of Injuries:		<input type="checkbox"/> ADMITS HEARING ANNOUNCEMENTS					

**S** \_\_\_\_\_

Suspect Information											
Last Name				First Name				Middle Name			
AKA Last Name				First Name				Middle Name			
Sex: <input type="checkbox"/> Male <input type="checkbox"/> Female		Race:		Street Address:		City:		State & Zip Code:			
Work Phone:		Home Phone:		Age:		Height:		D.O.B.:		Weight:	
Armed? <input type="checkbox"/>											
Booking #:		Primary Charge Code:		Secondary Charge Code:		Criminal History					
EMT in attendance? <input type="checkbox"/> YES <input type="checkbox"/> NO Name: Unit: Phone #:											
Hospital Admission? <input type="checkbox"/> Rec'd Treatment At: Coroner Case #: Mental History <input type="checkbox"/>											
By Doctor: Address: Phone #:											
Under Influence: <input type="checkbox"/> YES <input type="checkbox"/> NO Substance: Mental Illness: <input type="checkbox"/>											
Suspect Interview											
Date:		Time:		<input type="checkbox"/> Audiotape: <input type="checkbox"/> Videotape: <input type="checkbox"/> Photos of Injuries:		<input type="checkbox"/> ADMITS HEARING ANNOUNCEMENTS					

☐ Additional Suspects Involved

**Supervisor's Report on Use of Force**  
**EMPLOYEE / NON-EMPLOYEE INFORMATION**  
**9 1 1 - 1 6 9 0 3 - 1 3 9 9 - 1 8 4**

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**Employee Witnesses**

Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name

**Non-Employee Witnesses**

Last Name	First Name	Middle Name	Age	D.O.B.
Street Address		City	Zip Code	Work Ph. Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address		City	Zip Code	Work Ph. Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address		City	Zip Code	Work Ph. Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address		City	Zip Code	Work Ph. Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address		City	Zip Code	Work Ph. Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address		City	Zip Code	Work Ph. Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address		City	Zip Code	Work Ph. Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address		City	Zip Code	Work Ph. Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address		City	Zip Code	Work Ph. Home Ph.

☐ Additional Witness

9 1 - 1 6 9 0 3 - 1 3 9 9 - 1 4

(AW) Arwen	(FH) Firearm (Handgun)	(PO) Personal Weapon (Other)
(BC) Baton: (Control)	(FR) Firearm (Rifle)	(RS) Resistance
(BI) Baton: (Impact)	(FS) Firearm (Shotgun)	(CN) Restraint Device (Capture Net)
(BF) Bodily Fluids	(FO) Firearm (Other)	(RH) Restraint Device (Handcuffs)
(CN) Canine	(FB) Flashbang	(HB) Restraint Device: Hobble (Legs Only)
(CR) Carotid Restraint	(FL) Flashlight	(TP) Restraint Device: Hobble (TARP)
(CH) Choke Hold	(OE) Other Weapon: Edged	(RE) Restraint Device: REACT Belt
(CT) Control Holds: (Control Techniques)	(OV) Other Weapon: Vehicle	(SP) Sap
(TT) Control Holds: (Team Takedown)	(OB) Other Weapon: Blunt Object	(SH) Shield
(TD) Control Holds: (Takedown)	(OO) Other Weapon: Other	(SG) 37mm Stinger
(CE) Chemical	(PK) Personal Weapon: Feet/Leg: (Kick)	(SB) Sting Ball
(OC) Chemical Agents (OC Spray)	(PS) Personal Weapon: Feet/Leg: (Sweep)	(ST) Stun Bag
(TG) Chemical Agents (Tear Gas)	(PH) Personal Weapon (Hand/Arm)	(TR) Taser
(EX) Explosives	(PP) Personal Weapon (Push)	(UC) Uncooperative

## Type of Injury

(AB) Abrasion	(DB) Dog Bite	(PA) Paralysis
(BR) Bruise	(FR) Fractures	(PW) Puncture Wound
(BU) Burn	(GS) Gunshot	(SD) Soft Tissue Damage
(CP) Complaint of Pain	(HB) Human Bite	(ST) Sprain/Twists
(CO) Concussion	(LC) Lacerations	(UN) Unconscious
(DH) Death	(ND) Nerve Damage	(RM) Refused Med Treatment
(DI) Dislocation	(OD) Organ Damage	(NN) NONE

## Body Part Injured

(AD) Abdomen	(FA) Face	(HI) Hip
(AK) Ankle	(FE) Feet	(IN) Internal
(AR) Arm	(FI) Fingers	(KN) Knees
(BK) Back	(GE) Genitals	(LE) Leg
(BT) Buttocks	(GR) Groin	(NK) Neck
(CH) Chest	(HD) Hands	(NO) Nose
(EL) Elbow	(HE) Head	(SH) Shoulder
		(WR) Wrist

[illegible]

# **COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT**

## **INVESTIGATIVE SUMMARY**

### **SIGNIFICANT USE OF FORCE**

- **Personal weapon (punch)**
- **Takedown resulting in a fractured rib**
- **Resisted handcuffing**

**UNIT: LAKEWOOD STATION**

**DATE / TIME OF INCIDENT: AUGUST 25, 2011 (THURSDAY) / 2040 HOURS**

**LOCATION: ANGELL ST./CORRIGAN AVE., DOWNEY**

**URN: 911-16903-1399-184**

**IAB #: FO2295436**

### **SYNOPSIS**

On August 25, 2011, at approximately 2040 hours, Deputies Wendland, Employee # [REDACTED] and [REDACTED] Employee # [REDACTED] were patrolling on Foster Road near Corrigan Avenue when they observed a vehicle exceeding the speed limit in the opposite direction. They made a U-turn and attempted to stop the vehicle; however, they lost the vehicle in the area of Angell Street and Corrigan Avenue.

While returning to Foster Road, they saw Suspect Fagras riding a bicycle toward them on the sidewalk without a headlamp in the darkness. They pulled alongside him and told him to stop. Suspect Fagras refused to comply and continued riding away from them. The Deputies made a U-turn, drove alongside Suspect Fagras and told him again to stop. Suspect Fagras replied, "Fuck you" and reached into his pocket as he rode away while cursing at the Deputies as they repeatedly ordered him to stop. Suspect Fagras rode the bicycle with a makeshift trailer attached to it onto the side lawn at [REDACTED] Corrigan Street.

When Deputy Wendland exited the patrol car and ordered Suspect Fagras to stop, Suspect Fagras attempted to evade Deputy Wendland by making a U-turn. Deputy Wendland then grabbed the makeshift trailer to slow him down. As Suspect Fagras continued to pedal, Deputy Wendland grabbed Suspect Fagras by the upper torso and took him down onto the grass.

While on the ground, Suspect Fagras resisted attempts by Deputy Wendland to handcuff him, by failing and refusing to follow commands to stop resisting. By this time, Deputy [REDACTED] had exited the patrol car and approached to assist Deputy Wendland, who was actively struggling with Suspect Fagras. Suspect Fagras had moved his hands and arms under his body. Deputy Wendland punched Suspect Fagras once on the shoulder area. Both Deputies pulled Suspect Fagras' arms from under his body and handcuffed him without further incident. Deputies recovered a cigarette package from Suspect Fagras' pants pockets that contained individually wrapped packages containing an off-white, crystal-like substance resembling methamphetamine.

Suspect Fagras complained of pain to his ribs and was treated at the scene by Downey Fire Department personnel. He was transported to Lakewood Regional Medical Center where he was diagnosed with a fractured rib and subsequently medically cleared to be booked at Lakewood Sheriff's Station.

#### INVOLVED PERSONNEL AND EMPLOYEE WORK HISTORY

**Deputy Neil Wendland, # [REDACTED]**

Date of employment	09/2005
Date assigned to patrol	[REDACTED]
Completed patrol training	[REDACTED]
Prior shooting incidents	[REDACTED]
Prior founded force incidents	[REDACTED]

**Deputy [REDACTED] # [REDACTED]**

Date of employment	[REDACTED]
Date assigned to patrol	[REDACTED]
Completed patrol training	[REDACTED]
Prior shooting incidents	[REDACTED]
Prior founded force incidents	[REDACTED]



## **SUSPECT INFORMATION**

**Ricky George Fagras**

Male, White, Age 51, DOB: 06-29-1960, Booking #2855881, 5' 9", 175 lbs

CII # [REDACTED] MAIN # [REDACTED] FBI # [REDACTED]

Suspect Fagras' criminal history [REDACTED]

[REDACTED] Refer to  
Suspect Fagras' Consolidated Criminal History Report in the Miscellaneous Documents  
section for detailed information.

Suspect Fagras was on active parole for 11377 (A) HS at the time of the incident. He was  
additionally charged with 3056 PC.

## **WITNESSES**

Ms. [REDACTED]  
[REDACTED]

## **INJURIES**

Suspect Fagras received treatment at Lakewood Regional Medical Center where x-ray  
results revealed a fracture to his ninth rib. Refer to Suspect Fagras' medical assessment  
[EXHIBIT A] for more detailed information.

Deputy Wendland sustained a minor abrasion to his right shin area as a result of this  
incident.

## **PHYSICAL EVIDENCE**

Surveillance cameras were mounted around the property of [REDACTED] IAB  
investigators conducted a door knock on August 26, 2011 in an attempt to contact the  
property owner, Mr. [REDACTED]. No one was at the residence, at which time IAB  
investigators left a business card and a voice message on Mr. [REDACTED] answering service  
to contact them. Mr. [REDACTED] called back and said the cameras recorded only a few seconds  
showing a Deputy running across the lawn. When IAB investigators attempted to contact



him again to either allow them to view the footage or to obtain a copy, Mr. [REDACTED] did not return their phone calls. There was no other physical evidence.

#### **INVESTIGATOR'S OBSERVATIONS**

The scene of the incident is located in a housing tract of single family homes adjacent to the eastbound lanes of the 105 freeway [EXHIBIT B].

The scene was not preserved at the time IAB investigators responded to the incident. There were no investigator's observations.

#### **WEAPONS USED BY DEPUTY PERSONNEL**

None.

#### **WEAPONS USED BY SUSPECT**

None

#### **PROPERTY DAMAGE**

None

#### **CRIMINAL CHARGES FILED**

Charges filed: Felony possession of a controlled substance 11377(a) HS.

The case is scheduled for a jury trial on November 23, 2011 at Norwalk Superior Court under case #VA121457.

***The following narratives are intended only as synopses of the interviews. Additional information and precise wording may be obtained by reviewing the digitally audio recorded interviews [EXHIBIT C] and verbatim transcripts.***

## **INVOLVED DEPUTY STATEMENTS**

### **Deputy Neil Wendland**

Deputy Wendland told IAB investigators he was the passenger and Deputy [REDACTED] was driving when they were in the area of Corrigan Avenue and Angell Street. They were trying to locate a vehicle they saw speeding along Foster Road and had turned on Corrigan Avenue. They were traveling westbound Angell Street when they saw Suspect Fagras riding a bicycle on the sidewalk without a headlamp, heading in the opposite direction. They pulled their patrol vehicle alongside Suspect Fagras as Deputy [REDACTED] ordered him to stop. Suspect Fagras continued pedaling, at which time they made a U-turn and paralleled him as he traveled eastbound Angell Street. Deputy Wendland said Suspect Fagras looked at him and said, "Fuck you" as he reached into his right front pants pocket and continued to pedal onto a lawn. Deputy Wendland said Suspect Fagras continued to ignore him after he identified himself as a Deputy Sheriff numerous times from inside the patrol car. Deputy Wendland said he exited the patrol car and grabbed the trailer attached to Suspect Fagras' bicycle as he continued to move forward.

Deputy Wendland said he grabbed Suspect Fagras in a bear hug and took him down onto the ground. Deputy Wendland said he believed Suspect Fagras impacted a cinder block wall as he went down. Deputy Wendland said he pushed Suspect Fagras down to the ground when he attempted to get up. Suspect Fagras began flailing his arms and ignoring verbal commands to stop resisting. Deputy Wendland said he flipped Suspect Fagras onto his stomach, at which time Suspect Fagras tucked his hands under his chest. Deputy Wendland said he punched Suspect Fagras once in the back, which allowed him and Deputy [REDACTED] to gain control of Suspect Fagras' arms and handcuff him without further incident. Deputy Wendland submitted a report regarding this incident [EXHIBIT D].

### **Deputy [REDACTED]**

Deputy [REDACTED] told IAB investigators he and Deputy Wendland were traveling westbound on Angell Street in their black and white patrol vehicle when they saw Suspect Fagras riding a bicycle in the opposite direction without a headlight. Suspect Fagras refused to comply with his instruction to stop and continued pedaling. Deputy [REDACTED] made a U-turn, pulled alongside Suspect Fagras, at which time Deputy Wendland, the passenger, identified themselves as the Sheriff's Department and instructed Suspect Fagras to stop.

Suspect Fagras replied, "Fuck you" and rode onto the front lawn of [REDACTED] Corrigan Avenue. He positioned his bicycle as if he was making a U-turn and then attempt to double back onto Angell Street. Suspect Fagras' speed was impeded by the thick grass he was traveling on and the fact he was pulling a makeshift trailer attached to his bicycle. At this point, Deputy Wendland exited the vehicle.

Deputy [REDACTED] said he believed Suspect Fagras could possibly get away from Deputy Wendland, so he backed the patrol car approximately 15 to 20 feet to go back to Angell Street in anticipation for a possible foot pursuit. As he completed this maneuver, Deputy Wendland had already been involved in an altercation with Suspect Fagras on the front yard of [REDACTED] Corrigan Avenue. He exited the patrol car and approached Suspect Fagras, who was on his back and wrestling with Deputy Wendland as he was trying to grab his arms and instructing him to stop fighting and give up his arms.

Suspect Fagras turned onto his stomach and tucked his arms under his chest, preventing Deputy Wendland from gaining control of them. As he got to Deputy Wendland, who was attempting to grab Suspect Fagras' right arm, Deputy [REDACTED] said he pulled out Suspect Fagras' left arm from underneath him and placed it behind Suspect Fagras' back.

Deputy [REDACTED] said he placed one handcuff on Suspect Fagras' left arm as Deputy Wendland struggled to get out his right arm out from under his body, at which time they were then able to handcuff him without any further incident. Deputy [REDACTED] submitted a report regarding this incident [EXHIBIT E].

## WITNESS STATEMENTS

### Witness [REDACTED]

Ms. [REDACTED] told IAB investigators she was driving eastbound Angell Street approaching southbound Corrigan Avenue. She saw a person either hiding or trying to get his bike on her neighbor's front lawn at [REDACTED] Corrigan Avenue. She drove past a police car driving slowly in the same direction and eventually pulled into her driveway at [REDACTED]. The police car stopped suddenly, at which time a Deputy ran out and tackled the person to the grass. The person was screaming as he was on the ground.

Another Deputy got out of the police car and helped the other Deputy with handcuffing the person and trying to calm the person down. It appeared to her that the person was either on drugs or was drunk because he kept screaming loudly. She heard the Deputies telling him to calm down as they were finally able to handcuff him without further incident. Ms. [REDACTED] said she was approximately ten feet from the incident and saw it in its entirety. Neither Deputy kicked at the person nor struck him with flashlights as Suspect Fagras had

alleged in his interview.

## **SUSPECT INTERVIEW**

### **Ricky Fagras**

Suspect Fagras told IAB investigators he was riding his bike when he saw a Deputy in a patrol car driving in the opposite direction. He heard the Deputy say something, at which time he made a U-turn on the corner lawn. Suspect Fagras said he knew the car driving along side him was police car, and he denied saying, "Fuck you" to the Deputies. The patrol car backed up and a Deputy jumped out and told him to stop and get off the bike. Suspect Fagras said as he tried to make a U-turn on the grass, he got off the bike, tripped and hit the left side of his head against the wall. Suspect Fagras said the Deputy then started "bashing his head with his light" three to four times to the back of his head.

Suspect Fagras said the Deputy then started jumping on his back and hit him at least three times in the back of the neck. He heard the Deputy say not to resist, at which time Suspect Fagras said he laid flat on the ground. The Deputy handcuffed his right hand and then kicked him in the ribs three to four times as he was faced down in the grass.